

See Attachment

93
7/31/01
JRM

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

WILLIAM R. BRANCH,
Plaintiff

v.

MR. RUSSIAN, et. al.,
Defendants

CIVIL NO. 1:CV-00-1728

(Judge Rambo)

FILED

HARRISBURG, PA

JUL 31 2001

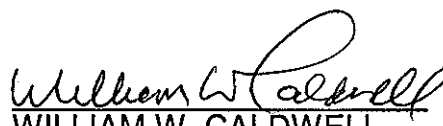
MARY B. ANDREA, CLERK
Deputy Clerk

ORDER

AND NOW, THIS 31st DAY OF JULY, 2001, IT IS HEREBY ORDERED

THAT:

1. This court's previous order (Doc. 20) dated July 10, 2001 is vacated in part as to the order dismissing the complaint and closing the case.¹
2. The Clerk of Court shall reopen the file.
3. Plaintiff's motion to proceed in forma pauperis is construed as a motion to proceed without full prepayment of fees and costs and the motion is granted.²
4. The United States Marshal is directed to serve plaintiff's amended complaint (Doc. 22) on the defendants named therein.
5. Plaintiff's request for change of venue contained within his amended complaint is denied pursuant to Rule 7 of the Federal Rules of Civil Procedure.


WILLIAM W. CALDWELL
United States District Judge
on behalf of Judge Rambo

1. Branch was previously directed by this court to file an amended complaint. Due to clerical error, the amended complaint was initially processed as a new complaint and this court issued an order dismissing the complaint for failure to comply with court order. The amended complaint has now properly been documented.

2. Branch completed this court's form application to proceed in forma pauperis and authorization to have funds deducted from his prison account. The court then issued an Administrative Order directing the warden at his present place of confinement to commence deducting the full filing fee from plaintiff's prison trust fund account.

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

* * MAILING CERTIFICATE OF CLERK * *

July 31, 2001

Re: 1:00-cv-01728 Branch v. D.O.C. John Does

True and correct copies of the attached were mailed by the clerk
to the following:

William R. Branch
SCI-WAYMART
CF-3756
P.O. Box 256
Route 6
Waymart, PA 18472-0256

cc:		
Judge	()	() Pro Se Law Clerk
Magistrate Judge	()	() INS
U.S. Marshal	()	() Jury Clerk
Probation	()	
U.S. Attorney	()	
Atty. for Deft.	()	
Defendant	()	
Warden	()	
Bureau of Prisons	()	
Ct Reporter	()	
Ctroom Deputy	()	
Orig-Security	()	
Federal Public Defender	()	
Summons Issued	()	with N/C attached to complt. and served by: U.S. Marshal () Pltf's Attorney ()
Standard Order 93-5	()	
Order to Show Cause	()	with Petition attached & mailed certified mail to: US Atty Gen () PA Atty Gen () DA of County () Respondents ()
Bankruptcy Court	()	
Other	()	

doc. 20 ; N/C, S.P. Order
amended 7/31/01

MARY E. D'ANDREA, Clerk

DATE:

7/31/01

BY:

Deputy Clerk